



C. W. MATTHEWS CONTRACTING CO., INC.

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April 11, 2013

Mr. Neal Kantner, District Utilities Engineer
State of Georgia – Department of Transportation
2505 Athens Highway
Gainesville, GA 30503

RE: CWM Job 1921 – SR 347 Widening & Reconstruction
GDOT Project # STP00-2688-00(004)
P.I. 170735
Hall County
GA Power Distribution – Escalation Step # 2

Dear Mr. Kantner:

For your reference, a previous letter dated December 4, 2012 is hereto attached. The subject of the aforementioned letter is the escalation procedure that has been instigated by C. W. Matthews Contracting Company, Inc. (CWM) toward Georgia Power Distribution (aka GPD).

As you are aware, CWM has made the proper appeal toward GPD to complete the acquisition of required easements necessary to accommodate power facility relocation activities on the subject project. According to the Work Plan that was filed by GPD on November 21, 2011, GPD should have completed easement acquisition on or before January 23, 2013. This completion date assumes that the predecessor activities mentioned in the subject Work Plan were complete as of May 14, 2012.

On March 21, 2013 and again on April 10, 2013, I contacted representatives from GPD project in execution of my duty as Worksite Utility Coordination Supervisor. The purpose of my inquiry was to review the progress of GPD easement acquisition / facility relocation on the project. My findings were as follows:

1. From approximate Station 94+00 RT to approximate Station 100+00 RT of SR 13, GPD has pre-existing aerial power infrastructure which is in conflict with required construction. The same contains under built facilities owned by Charter Communications and AT&T respectively. Relocation of said aerial facilities cannot not commence due to the lack of required easement acquisition. GPD personnel advised that while easement acquisition is ongoing no definitive date can be provided for when the parcel and or parcels will be successfully acquired.

CWM could encounter extra-contract expense in prosecution of the Work while accommodating pre-existing infrastructures that should have been removed in advance of the proposed construction.

Please consider this letter as our appeal to the State of Georgia – Department of Transportation to continue with the escalation that was initiated via the aforementioned previous correspondences.

Should you have questions regarding the preceding contents, please contact and so inquire of me.

Sincerely,

Jeff Jacques
Worksite Utility Coordination Supervisor

cc: Project File
Charles Matthews e-mail
Al Eckford e-mail
Kevin Eubanks e-mail
Byron Rhodes e-mail
Neal Kantner e-mail & hard copy
Steve Gafford e-mail
Thomas Parker e-mail
Matt Needham e-mail
Damon Frost e-mail
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